



03-19-03

RCE/3743 #123

PTO/SB/30 (5/2000)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/597,448
Filing Date	06/20/2000
First Named Inventor	William S. Gatley
Group Art Unit	3743
Examiner Name	Ljiljana V. Ciric
Attorney Docket Number	99917 (4497-4)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RTE practice.

1. Submission required under 37 C.F.R. § 1.114

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____

(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02.1000

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. ☐ Other _____

b. ☒ Check in the amount of \$1680.00 enclosed.

c. Payment by credit card (Form PTO-2038 enclosed)

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MAR 24 2003

TECHNOLOGY CENTER R3700

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Joseph D. Kuborn	Registration No. (Attorney/Agent)	40,689
Signature		Date	3/18/03

CERTIFICATE OF EXPRESS MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as EXPRESS MAIL - POST OFFICE ADDRESSEE, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this 18th day of March, 2003. The Express Label is EV268210714US.

Name (Print/Type)	Veronica K. Haupt	Date	3-18-03
Signature			



PTO/SB/17

FEE TRANSMITTAL

COMPLETE IF KNOWN

Application Number **09/597,448**
Filing Date **06/20/2000**
First Named Inventor **William S. Gatley**
Group Art Unit **3743**
Examiner Name **Ljiljana V. ciric**
Attorney Docket Number **99917 (4497-4)**

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MAR 24 2003

TECHNOLOGY CENTER R3700

Total Amount of Payment (\$)**1,680.00**

METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number

Deposit Account Name

ANDRUS, SCEALES, STARKE & SAWALL, LLP

- ☒ Charge any additional fee required under 37 CFR 1.16 and 1.17

- ☐ Charge the Issue Fee set in 37 CFR 1.18 at the Mailing of the Notice of Allowance. 37 CFR 1.311(b)

2. ☒ Payment Enclosed:

☒ Check ☐ Money Order ☐ Other

FEE CALCULATION (fees effective 10/01/96)

1. FILING FEE

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
101	201	Utility filing fee	
106	206	Design filing fee	
107	207	Plant filing fee	
108	208	Reissue filing fee	
114	214	Provisional filing fee	

SUBTOTAL (1) (\$)

2. CLAIMS

	Fee	From below	Fee Paid
Total claims	-	X	=
Independent Claims	-	X	=
Multiple Dependent Claims	-	X	=

Large Entity Fee Code	Small Entity Fee Code	Fee Description
103	203	9 Claims in excess of 20
102	202	42 Independent claims in excess of 3
104	204	140 Multiple dependent claim
109	209	42 Reissue independent claims over original patent
110	210	9 Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
105	205	65 Surcharge - late filing fee or oath	
127	227	25 Surcharge - late provisional filing fee or cover sheet	
139	139	130 Non-English specification	
147	147	2,520 For filing a request for examination	
112	112	920* Requesting publication of SIR prior to Examiner action	
113	113	1,840* Requesting publication of SIR after Examiner action	
115	215	55 Extension for response within first month	
116	216	200 Extension for response within second month	
117	217	460 Extension for response within third month	\$930.00
118	218	720 Extension for response within fourth month	
128	228	980 Extension for response within fifth month	
119	218	150 Notice of Appeal	
120	220	150 Filing a brief in support of an appeal	
121	221	130 Request for oral hearing	
138	138	1,510 Petition to institute a public use proceeding	
140	240	55 Petition to revive unavoidably abandoned application	
141	241	620 Petition to revive unintentionally abandoned application	
142	242	640 Utility issue fee (or reissue)	
143	243	230 Design issue fee	
144	244	310 Plant issue fee	
122	122	130 Petitions to the Commissioner	
123	123	50 Petitions related to provisional applications	
126	126	240 Submission of Information Disclos. Stmt.	
591	591	40 Recording each patent assignment per property (times number of properties)	
146	246	355 Filing a submission after final rejection (37 CFR 1.29(a))	
149	249	355 For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (specify) **RCE (\$750)** \$750.00

Other fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) **\$1,680.00**

SUBMITTED BY

Complete (if applicable)

Typed or Printed Name **Joseph D. Kuborn**Registration Number **40,689**

Signature

Date

3/18/03

Deposit Account User ID